IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

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**WRIT PETITION NO : 6600 of 2005**

Between:

Sri. Bala Siva Yogendra, Maharaj Degree College, Kasibugga, Srikakulam District, rep. by its Secretary & Correspondent, Dr.Bala Siva Yogendra Maharaj @ Thota Eshwra Varaprasad S/o. Rosaiah,

**..... PETITIONER**

AND

1 The Andhra University, rep. by its Registrar,
2 The Controller of Examinations, A.U., Visakhapatnam.

**...RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or direction mostly one which is in the nature of Writ of Mandamus declaring the inaction of the Respondents in allowing the examinations centre at the petitioner college for the Degree Examinations of April, 2005 for the students of the College as illegal, irregular, arbitrary, unjustified and unsustainable and direct the Respondents to allow examinations centre at the petitioner college for the Degree Examinations of April, 2005 for the students of the college.

**Counsel for the Petitioner: MR.P.VEERA REDDY**

**Counsel for the Respondents: DR.P.B.VIJAY KUMAR**

**The Court, at the stage of admission, made the following:**

**ORDER**:

This writ petition is filed seeking a writ of Mandamus declaring the alleged inaction on the part of the respondents in allowing the examinations center at the petitioner college for the Degree examinations of April, 2005 for the students of the petitioner college, as arbitrary and illegal.

The petitioner relies upon the proceedings of the Vice Chancellor of the first respondent-University dated 22.03.2005 and contends that since the earlier decision taken by the university under the proceedings dated 06.07.2004 debarring the petitioner college as a center for conducting degree examinations for a period of three years has been modified and the period of debar has been reduced to one year, the petitioner is entitled to conduct the examinations for the academic year 2005.

However, learned Standing Counsel Sri.P.B.Vijaya Kumar, under instructions, states that by virtue of the proceedings dated 22.03.2005 reducing the period of debar from three years to one year, the petitioner is entitled to conduct the examinations for the next academic year, but not the examinations being conducted in the year 2005. Learned Standing Counsel also states that for this academic year the students of the petitioner college have to write the examinations at Pragna Degree College, Palasa and to that effect orders have already been passed by the university.

In the circumstances, nothing remains for consideration in this writ petition.

Accordingly, the writ petition is dismissed. No costs.

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30.03.2005

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To

1 The Registrar, Andhra University.
2 The Controller of Examinations, A.U., Visakhapatnam.

3 2 CD copies

4 1 CC to MR.VEERA REDDY